1.

IN THE HIGH COURT OF JUDICATURE AT BILASPUR CHHATTISGRH

W.P. NO.426 /05

PETITIONER

SMT. DUKALHIN BAI SINHA aged 55 yrs. wife of Shri Kartik Ram Sinha, Daily Wage Labour by Profession Resident of Village Karetha Post Office Rudri, Tahsil and District Dhamtari, Chhattisgarh.

VERSUS

RESPONDENTS

1. STATE OF CHHATTISGARH through Secretary Department of Water Resources, D.K.S. Bhawan, Mantralay, Raipur Chhattisgarh.

2. EXECUTIVE ENGINEER Mahanadi Jalashay Pariyojna (Dam) Division No. 2 Rudri, Tahsil and District Dhamtari Chhattisgarh.

3. SUB DIVISIONAL OFFICER Mahanadi Head Water Management, Sub Division No. 1, Rudri, Tahsil Dhamtari, District Dhamtari, Chhattisgarh.

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF APPROPRIATE WRIT, WRITS, ORDER, DIRECTIONS ETC.

HIGH COURT OF JUDICATURE CHHATTISGARH : BILASPUR

Single Bench : Satish K.Agnihotri, J.0

WRIT PETITION No. 3607 of 2003

Smt. Sonmat Bai

Vs.

State of Chhattisgarh and others

WRIT PETITION No. 978 of 2004

Paras Ram @ Bhulu Ram Sahu

Vs.

State of Chhattisgarh and others

WRIT PETITION No. 399 of 2005

Budhu Ram Kewat

Vs.

State of Chhattisgarh and others

WRIT PETITION No. 398 of 2005

Dayaram Sahu

Vs.

State of Chhattisgarh and others

WRIT PETITION No. 400 of 2005

Phool Singh Sahu

Vs.

State of Chhattisgarh and others

WRIT PETITION No. 426 of 2005

Smt. Dukalhin Bai Sinha

Vs.

State of Chhattisgarh and others

WRIT PETITION No. 397 of 2005

Durdeshi Ram Sahu

Vs.

State of Chhattisgarh and others

WRIT PETITION No. 4076 of 2003

Keju Ram Jaiswal

Vs.

State of Chhattisgarh and others

WRIT PETITION No. 1144 of 2004

Manrakhan

Vs.

State of Chhattisgarh and others

Mr.V.K.Pandey & Mr.Sanjay K.Agrawal, learned counsel for the petitioner(s).

Present

Mr. Vivek Sharma, learned Panel Lawyer for the State of Chhattisgarh.

ORDER

(Passed on 22nd September 2005)

The petitioners in this batch of Writ Petitions are working as casual labour gangs/Daily WageLabour. The date of retirement was 55 years, as per circular dated 09/03/2000. The respondent/State subsequently by circular dated 16/08/2004 increased the age of retirement from 55 years to 60 years. This Court in W.P. No. 1914/2004 and other connected matters has considered this dispute as to whether the casual labour gangs who have retired on attaining the age of 55 years be given the benefit of the circular dated 16/08/2004 for the purpose of retirement on attaining the age of 60 years.

Learned counsel for the petitioner submits that these petitions are squarely covered by order dated 15/09/2005 passed by this Court in W.P. No. 1914/2004 and other connected matters.

Learned counsel appearing for the State has no objection.

(29)

Accordingly, the petitions are allowed in terms of the order dated 15/09/2005 passed by this Court in W.P. No. 1914/2004 and other connected matters.

Sd/-
Satish K. Agnihotri
Judge